

SENATE BILL No. 83

DIGEST OF INTRODUCED BILL

Citations Affected: None (noncode).

Synopsis: Environmental permits. Extends to July 1, 2010, the deadline for certain businesses to obtain environmental permits and limits enforcement actions against the businesses.

Effective: Upon passage.

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January 7, 2009, read first time and referred to Committee on Energy and Environmental Affairs.

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First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE BILL No. 83

A BILL FOR AN ACT concerning environmental law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) For purposes of
2 this SECTION, "operator" means a person (as defined in
3 IC 13-11-2-158(a)) that:

4 (1) owns, operates, or owns and operates a business; and

5 (2) was advised before July 1, 2008, under the technical and
6 compliance assistance program established under IC 13-28-3
7 that the person was required to obtain before July 1, 2008, for
8 the business one (1) or more permits under IC 13.

9 (b) Notwithstanding any other law, rule, or policy, instead of the
10 deadline referred to in subsection (a)(2), the deadline for an
11 operator to obtain a permit referred to in subsection (a)(2) is July
12 1, 2010.

13 (c) The department of environmental management may not on
14 or after the effective date of this act commence or continue any
15 enforcement action against an operator under IC 13-30 based on
16 failure to obtain before July 1, 2010, a permit referred to in
17 subsection (a)(2).

18 (d) A department of environmental management enforcement



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1 **action commenced before the effective date of this act against an**
2 **operator under IC 13-30 based on failure to obtain before July 1,**
3 **2010, a permit referred to in subsection (a)(2) is void.**
4 **(e) This SECTION expires January 1, 2012.**
5 **SECTION 2. An emergency is declared for this act.**

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